

1 **1113 THE BOARD OF TRUSTEES**

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3 Vacancies

4 **A trustee position becomes vacant before the expiration of a term, when any of the**
5 **following occurs:**

6 1. Death of the incumbent;

7 2. Resignation, in writing, filed with the Clerk;

8 3. Incumbent moves out of the nominating district, establishing residence elsewhere;

9 4. Incumbent is no longer a registered elector of the District under the provisions of § 20-20-301,
10 MCA;

11 5. Incumbent is absent from the District for sixty (60) consecutive days;

12 6. Incumbent fails to attend three (3) consecutive meetings of the trustees without good reason;

13 7. Incumbent has been removed under the provisions of § 20-3-310, MCA; or

14 8. Incumbent ceases to have the capacity to hold office under any other provision of law.

15 A trustee position also shall be vacant when an elected candidate fails to qualify.

16 When a trustee vacancy occurs, the remaining trustees shall declare such position vacant and fill such
17 vacancy by appointment. The Board will receive applications from any qualified persons seeking to fill
18 the position after suitable public notice. The Board will appoint one (1) candidate to fill the position.

19 Should the Board fail to fill a vacancy within sixty (60) days from the creation of a vacancy, the county
20 superintendent shall appoint, in writing, a competent person to fill such vacancy. An appointee shall
21 qualify by completing and filing an oath of office with the county superintendent within fifteen (15)
22 days after receiving notice of the appointment and shall serve until the next regularly scheduled school
23 election and a successor has qualified.

24 Cross Reference:

25 1240 Duties of Individual Trustees

26 Legal References:

27 § 20-3-308, MCA Vacancy of trustee position

28 § 20-3-309, MCA Filling vacated trustee position – appointee qualification and term of office

29 § 20-3-310, MCA Trustee Removal

30 § 20-20-301, MCA Qualifications of election

31 Policy History:

32 Adopted on: November 25, 2013

33 Revised on: